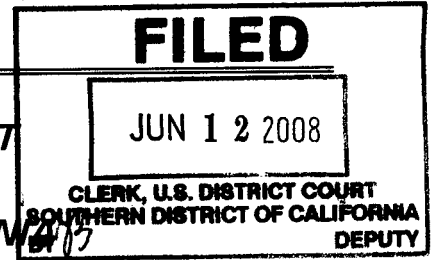


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

MIGUEL ANGEL GARCIA-DUARTE

CASE NUMBER: 08cr1935-IEG

I, MIGUEL ANGEL GARCIA-DUARTE, the above named defendant, who is accused of the committing the following offense:

Title 8, U.S.C., Sec. 1326(a) - Deported Alien Found in the United States (Felony)
being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 6/12/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

x Miguel Angel Garcia Duarte
Defendant

[Signature]
Counsel for Defendant

Before

[Signature]
Judicial Officer